

GAMAGE & GAMAGE
William H. Gamage, Esq.
Nevada Bar No. 009024
1775 Village Center Circle., Suite 190
Las Vegas, Nevada 89134
Telephone: (702) 386-9529
Attorneys for Defendant Benjamin Galecki

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA

Plaintiff,

vs.

BENJAMIN GALECKI, et al.

Defendant.

CASE NO. : 2:15-cr-00285-KJD-PAL-2

**UNOPPOSED MOTION TO EXTEND
DEFENDANT'S DEADLINE TO
DISCLOSE EXPERT WITNESSES**

(FIRST REQUEST)

COMES NOW Defendant BENJAMIN GALECKI by and through CJA counsel and hereby timely files this Unopposed Motion to Extend Defendant's Deadline to Disclose Expert Witnesses (First Request). This Motion is made and based upon the below justification, all papers and pleadings on file herein, along with any oral argument deemed necessary by this court:

1. The current deadline for Defendants to disclose expert witnesses is November 23, 2016.

2. Counsel has conferred with his client who does not object to this request for an extension.

3. Counsel has conferred with co-defendant counsel on the selection of experts in an effort fully cover all areas of science needed to present cogent defenses for our respective clients.

1 4. In October of 2016, Defendant's Galecki and Ritchie were tried in the
2 Eastern District of Virginia on the same violations of law as charged here related to
3 operations of the business named in the instant Superseding Indictment.

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5 5. The 3 week trial in Virginia ended with a deadlocked jury unable to
6 reach a decision based upon the complexity of the scientific issues similarly before
7 this court.

8 6. Counsel now respectfully requests a 2 week extension of time to
9 disclose experts in this case in order to confer with co-defendant counsel to insure
10 that our experts witnesses cover all necessary areas of science to support our clients'
11 theories of defense.

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13 7. This would make the deadline for defendant's disclosure of expert
14 witnesses December 7, 2016.

15 8. On or about November 23, 2016, Counsel spoke with Government
16 Counsel Brian Sardelli who agreed to the filing of this motion as 'Unopposed'.
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18 9. This Unopposed Motion is not brought for purposes of seeking an
19 extension to the current trial date of February 6, 2016.

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1 10. This unopposed request for additional time is brought in good faith and
2 not for purposes of delay or to prejudice any party.

3 Dated this 23rd day of November, 2016.

4 **GAMAGE & GAMAGE**

5 /s/ William Gamage, Esq.

6 _____
7 William H. Gamage, Esq.

8 Nevada Bar No. 009024

9 1775 Village Center Circle., Suite 190

10 Las Vegas, Nevada 89134

11 Telephone: (702) 386-9529

12 *Attorneys for Defendant Benjamin Galecki*

13 IT IS SO ORDERED THIS 28th day of November, 2016

14 
15 Magistrate District Court Judge

CERTIFICATE OF SERVICE

I hereby certify that on or the 23rd day of November, 2016, the above and foregoing Unopposed Motion to Extend Defendant's Deadline to Disclose Expert Witnesses (First Request) was served via the Court's electronic filing system on all counsel registered to this case along with Government counsel as follows:

BRIAN G. SARDELLI
Dept. of Justice
145 N Street, NE
Second Floor, East Wing
Washington DC, DC 20530
PH: 202-598-2950
Email: brian.sardelli2@usdoj.gov
Counsel to the United States of America

JAMES E. KELLER
United States Attorney's Office
100 West Liberty
Reno, NV 89501
PH: 775-784-5438
FX: 775-784-5181
Email: James.Keller3@usdoj.gov
Counsel to the United States of America

/s/ William H. Gamage

EMPLOYEE OF GAMAGE & GAMAGE